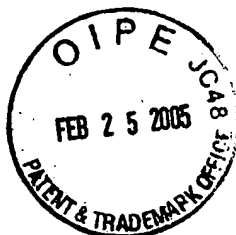


# CARLTON FIELDS

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February 22, 2005

Commissioner for Patents  
Mail Stop Amendment  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

**VIA FIRST CLASS MAIL**

Re: Response to Office Action  
Title: SYSTEM, METHOD AND ARTICLE OF MANUFACTURE  
FOR PROPENSITY-BASED SCORING OF INDIVIDUALS  
Serial Number: 09/816,813  
Our File Number: 44000/04227

Dear Sir:

On behalf of our client, we enclose the following documents in response to the Official Action dated October 20, 2005:

1. Transmittal Form;
2. Fee Transmittal Form;
3. Petition for Extension of Time Under 37 CFR 1.136(a)
4. Check in the amount of \$60.00 for the one-month extension fee; and
5. Amendment and Response to Office Action

Commissioner of Patents  
S/N: 09/816,794  
February 22, 2005  
Page 2

The Commission is hereby authorized to charge any additional fees that may be required or credit any overpayment, without specific authorization, to Deposit Account Number 03-0683. A duplicate of this letter is enclosed.

Also enclosed is an addressed, stamped postal card that we request you return to this office acknowledging your receipt of these materials.

Yours very truly,

  
Andrew C. Greenberg

ACG/dsb  
Enclosures

cc: Phoenix Marketing International

CERTIFICATE OF MAILING

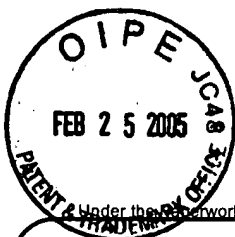
FIRST CLASS MAIL

Date of Deposit: February 22, 2005

I hereby certify that this correspondence and enclosures are being deposited with the United States Postal Service, First Class Mail, under 37 CFR 1.10, on the date indicated above and addressed to Commissioner for Patents, Mail Stop Amendment, P.O. Box 1450, Alexandria, Virginia 22313-1450.

  
\_\_\_\_\_  
Andrew C. Greenberg, Attorney of Record

  
\_\_\_\_\_  
Date



PTO/SB/21 (09-04)  
Approved for use through 07/31/2006. OMB 0651-0031  
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE  
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Total Number of Pages in This Submission

28

Application Number	09/816,813
Filing Date	March 22, 2001
First Named Inventor	Allen R. DeCotiis
Art Unit	3621
Examiner Name	Calvin L. Hewitt, II
Attorney Docket Number	44000/04227

### ENCLOSURES (Check all that apply)

- |   |   |  |
|---|---|--|
| <input checked="" type="checkbox"/> Fee Transmittal Form <i>in duplicate</i><br><input type="checkbox"/> Fee Attached                               | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers  | <input type="checkbox"/> After Allowance Communication to TC   |
| <input checked="" type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)   | <input checked="" type="checkbox"/> Petition <i>for 1 month ext. in duplicate</i><br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br><input type="checkbox"/> Change of Correspondence Address | <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) |
| <input type="checkbox"/> Extension of Time Request  | <input type="checkbox"/> Terminal Disclaimer  | <input type="checkbox"/> Proprietary Information   |
| <input type="checkbox"/> Express Abandonment Request  | <input type="checkbox"/> Request for Refund   | <input type="checkbox"/> Status Letter   |
| <input type="checkbox"/> Information Disclosure Statement   | <input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD  | <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Cover letter, in duplicate  |
| <input type="checkbox"/> Certified Copy of Priority Document(s)   | Remarks   |  |
| <input type="checkbox"/> Reply to Missing Parts/Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 |   |  |

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	CARLTON FIELDS, P.A.		
Signature			
Printed name	Andrew C. Greenberg		
Date	February 22, 2005	Reg. No.	38476

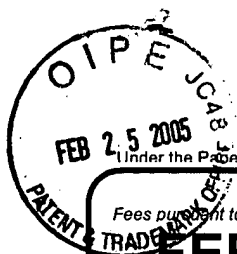
### CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below:

Signature			
Typed or printed name	Andrew C. Greenberg	Date	2/22/05

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Effective on 12/08/2004.  
Fees pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 60.00

### Complete if Known

Application Number 09/815,813  
Filing Date March 22, 2001  
First Named Inventor Allen R. DeCotiis, et al.  
Examiner Name Calvin L. Hewitt, II  
Art Unit 3621  
Attorney Docket No. 44000/04227

### METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☐ Deposit Account Deposit Account Number: 0306083 Deposit Account Name: Carlton Fields, P.A.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee  
☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☐ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

Fee Description	Fee (\$)	Small Entity Fee (\$)
Each claim over 20 (including Reissues)	50	25
Each independent claim over 3 (including Reissues)	200	100
Multiple dependent claims	360	180
<b>Total Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 20 or HP = _____ x _____ = _____		
HP = highest number of total claims paid for, if greater than 20.		
<b>Indep. Claims</b>	<b>Extra Claims</b>	<b>Fee (\$)</b>
- 3 or HP = _____ x _____ = _____		
HP = highest number of independent claims paid for, if greater than 3.		

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets \_\_\_\_\_ Extra Sheets \_\_\_\_\_ Number of each additional 50 or fraction thereof \_\_\_\_\_ Fee (\$) \_\_\_\_\_ Fee Paid (\$) \_\_\_\_\_  
\_\_\_\_\_ - 100 = \_\_\_\_\_ / 50 = \_\_\_\_\_ (round up to a whole number) x \_\_\_\_\_ = \_\_\_\_\_

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): One Month Extension to File Amendment and Response to Office Action \$60.00

#### SUBMITTED BY

Signature \_\_\_\_\_ Registration No. 38576 Telephone (813) 223-7000  
Name (Print/Type) Andrew C. Greenberg Date 2/22/05

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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